



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
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WASHINGTON, DC 20007-5143

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OFFICE OF PETITIONS

In re Application of
Jonathan Richard Anthony Roffey et al
Application No. 10/009,567
Filed: April 5, 2002
Attorney Docket No. 040283-0196

NOTICE

This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28. On September 1, 1998, the Court of Appeals for the Federal Circuit held that 37 CFR 1.28(c) is the sole provision governing the time for correction of the erroneous payment of the issue fee as a small entity. See DH Technology v. Synergystex International, Inc. 154 F.3d 1333, 47 USPQ2d 1865 (Fed. Cir. Sept. 1, 1998).

The Office no longer investigates or rejects original or reissue applications under 37 CFR 1.56. **1098 Off. Gaz. Pat. Office 502 (January 3, 1989).** Therefore, nothing in this Notice is intended to imply that an investigation was done.

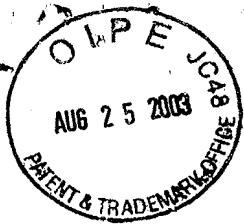
Your fee deficiency submission under 37 CFR 1.28 is hereby **ACCEPTED**.

Inquiries related to this communication should be directed to the Office of Petitions Staff at (703) 305-9285.

This file is being forwarded to Technology Center 1600.


Irvin Dingle

Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy



Att'y. Dkt. No. 040283-0196

DHC
SA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jonathan Richard Anthony ROFFEY et al.
Title: Condensed Indoline Derivatives and their use as 5HT, in particular 5HT2C, Receptor Ligands
Appl. No.: 10/009,567
Filing Date: 04/05/2002
Examiner: Rebecca L. Anderson
Art Unit: 1626

RECEIVED
AUG 26 2003
OFFICE OF PETITIONS

STATEMENT AND SUBMISSION OF FEES UNDER 37 C.F.R. § 1.28(c)

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Small entity status was established in the above-identified application in good faith and fees as a small entity have been paid in good faith. It has now been discovered that small entity status was established in error. In accordance with 37 C.F.R. § 1.28(c), Applicants submit herewith the fees owed to the U.S. Patent and Trademark Office. The table below lists the fees paid and the amount owed to the U.S. Patent and Trademark Office. The TOTAL AMOUNT DUE is believed to be correct. However, the Commissioner is hereby authorized to charge any deficiency or credit any over payment to Deposit Account No. 19-0741.

08/26/2003 SLURMG1 00000002 10009567

01 FD:1461

565.00 OP

Date Paid	Fee Description	Small Entity Fee Paid	Current Large Entity Fee	Deficient Payment Owed to US PTO
12/12/01	Basic National Fee (37 CFR 1.492(a)(1)-(5) Search Report has been prepared by the EPO or JPO	\$ 445.00	\$ 900.00	\$ 455.00
12/12/01	Excess of Twenty Claims (x4)	\$ 36.00	\$ 72.00	\$ 36.00
04/04/02	Surcharge for Missing Requirements	\$ 65.00	\$ 130.00	\$ 65.00
07/07/03	One Extra Claim	\$ 9.00	\$ 18.00	\$ 9.00
Total Amount Due U.S. Patent and Trademark Office				\$565.00

A Notification under 37 C.F.R. § 1.28(c) is being filed concurrently with the Statement. All fees subsequent to this document will be paid at the other than small entity rate. Applicants respectfully request that this error be excused.

Respectfully submitted,

Date August 25, 2003

By Michael D. Kaminski

FOLEY & LARDNER
Washington Harbour
3000 K Street, N.W., Suite 500
Washington, D.C. 20007-5143
Telephone: (202) 672-5490
Facsimile: (202) 672-5399

Michael D. Kaminski
Attorney for Applicant
Registration No. 32,904



Atty. Dkt. No. 040283-0196

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jonathan Richard Anthony
ROFFEY et al.

Title: Condensed Indoline Derivatives
and their use as 5HT_{2C} in
particular 5HT_{2C} Receptor
Ligands

Appl. No.: 10/009,567

Filing Date: 04/05/2002

Examiner: Rebecca L. Anderson

Art Unit: 1626

**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY
STATUS UNDER 37 C.F.R. § 1.28(c)**

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants, hereby notify the U.S. Patent and Trademark Office that small entity status is no longer being claimed in the above-identified application. Accordingly, all fees subsequent to this document will be paid at the non-small entity rate. Also submitted concurrently herewith is a Statement under 37 C.F.R. § 1.28(c) along with the appropriate fees due to the U.S. Patent and Trademark Office.

The Commissioner is hereby authorized to charge any fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be

enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date August 25, 2003

By Michael D. Kaminski

FOLEY & LARDNER
Washington Harbour
3000 K Street, N.W., Suite 500
Washington, D.C. 20007-5143
Telephone: (202) 672-5490
Facsimile: (202) 672-5399

Michael D. Kaminski
Attorney for Applicant
Registration No. 32,904

Foley & Lardner

3000 K Street N.W., Suite 500
Washington, D.C. 20007
PH. (202) 672-5300



December 12, 2001

No. 17397

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*****\$481.00

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PAY TO THE **COMMISSIONER OF PATENTS & TRADEMARKS**
ORDER OF

040283-0196

Jonathan Richard Anthony ROFFEY et al

TJB ADST

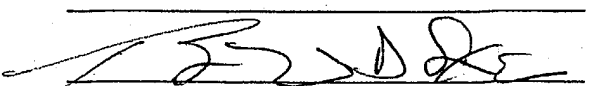
PCT Natl Stage, PreAmd

SUN TRUST BANK
ALEXANDRIA, VIRGINIA



FORM PTO-1390 (Modified) (REV 5-93)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371				040283-0196	
				U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) Unassigned	
INTERNATIONAL APPLICATION NO. PCT/GB00/03008		INTERNATIONAL FILING DATE August 4, 2000		PRIORITY DATE CLAIMED August 11, 1999	
TITLE OF INVENTION CONDENSED INDOLE DERIVATIVES AND THEIR USE AS 5HT _{2C} , IN PARTICULAR 5HT _{2C} , RECEPTOR LIGANDS					
APPLICANT(S) FOR DO/EO/US Jonathan Richard Anthony ROFFEY, James Edward Paul DAVIDSON, Howard Langham MANSELL, Richard John HAMLYN and David Reginald ADAMS					
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:					
1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.					
2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.					
3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).					
4. <input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19 th month from the earliest claimed priority date.					
5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). <input checked="" type="checkbox"/> has been transmitted by the International Bureau. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)					
6. <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)).					
7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). <input type="checkbox"/> have been transmitted by the International Bureau. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. <input checked="" type="checkbox"/> have not been made and will not be made.					
8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).					
9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).					
10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).					
11. <input checked="" type="checkbox"/> Applicant claims small entity status under 37 CFR 1.27.					
Items 12. to 17. below concern other document(s) or information included:					
12. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.					
13. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.					
14. <input checked="" type="checkbox"/> A FIRST preliminary amendment. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.					
15. <input checked="" type="checkbox"/> A Corrected Version of Published Text.					
16. <input type="checkbox"/> A change of power of attorney and/or address letter.					
17. <input checked="" type="checkbox"/> Other items or information: Application Data Sheet					



U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.50) Unassigned		INTERNATIONAL APPLICATION NO. PCT/GB00/03008		ATTORNEY'S DOCKET NUMBER 040283-0196	
18. <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS	
Basic National Fee (37 CFR 1.492(a)(1)-(5): Search Report has been prepared by the EPO or JPO.....\$890.00					
International preliminary examination fee paid to USPTO (37 CFR 1.482).....\$710.00					
No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))\$740.00					
Neither international preliminary examination fee (37 CFR 1.482) nor International search fee (37 CFR 1.445(a)(2)) paid to USPTO \$1,040.00					
International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)\$100.00					
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$890.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than 20 Months from the earliest claimed priority date (37 CFR 1.492(e))					
Claims	Number Filed		Included in Basic Fee	Extra Claims	Rate
Total Claims	24	-	20	= 4	x \$18.00
Independent Claims	1	-	3	= 0	x \$84.00
Multiple dependent claim(s) (if applicable)					\$280.00
TOTAL OF ABOVE CALCULATIONS =				\$962.00	
Reduction by 1/2 for filing by small entity, if applicable.				\$481.00	
SUBTOTAL =				\$481.00	
Processing fee of \$130.00 for furnishing English translation later the 20 months from the earliest claimed priority date (37 CFR 1.492(f). +					
TOTAL NATIONAL FEE =				\$481.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +					
TOTAL FEES ENCLOSED =				\$481.00	
				Amount to be:	
				refunded \$	
				charged \$	
a. <input checked="" type="checkbox"/> A check in the amount of \$481.00 to cover the above fees is enclosed.					
b. <input type="checkbox"/> Please charge my Deposit Account No. <u>06-1447</u> in the amount of \$0.00 to the above fees. A duplicate copy of this sheet is enclosed.					
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>06-1447</u> . A duplicate copy of this sheet is enclosed.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO:					
Foley & Lardner Washington Harbour 3000 K Street, N.W., Suite 500 Washington, D.C. 20007-5143			 SIGNATURE		
			NAME BERNHARD D. SAXE		
			REGISTRATION NUMBER 28,665		

Foley & Lardner
3000 K Street N.W., Suite 500
Washington, D.C. 20007
PH. (202) 672-5300



April 4, 2002

No. 20089

SIXTY-FIVE AND 00/100 DOLLARS*****

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*****\$65.00

PAY TO THE ORDER OF COMMISSIONER OF PATENTS & TRADEMARKS

040283-0196

10/009,567

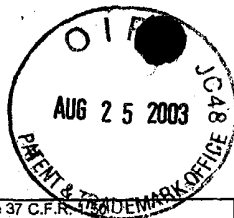
TJB JFM

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SUN TRUST BANK
ALEXANDRIA, VIRGINIA

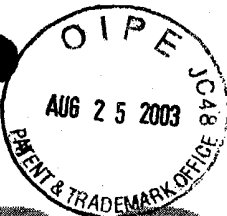


FORM PTO-1390 (Modified) (REV 5-93)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371				040283-0196	
				U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 10/009,567	
INTERNATIONAL APPLICATION NO. PCT/GB00/03008		INTERNATIONAL FILING DATE 08/04/2000		PRIORITY DATE CLAIMED 08/11/1999	
TITLE OF INVENTION Condensed Indoline Derivatives and their use as 5HT, in particular 5HT2C, Receptor Ligands					
APPLICANT(S) FOR DO/EO/US Jonathan Richard Anthony ROFFEY, James Edward Paul DAVIDSON, Howard Langham MANSELL, Richard John HAMLYN and David Reginald ADAMS					
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:					
1. <input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.					
2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.					
3. <input type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).					
4. <input type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19 th month from the earliest claimed priority date.					
5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). <input type="checkbox"/> has been transmitted by the International Bureau. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)					
6. <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)).					
7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). <input type="checkbox"/> have been transmitted by the International Bureau. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. <input type="checkbox"/> have not been made and will not be made.					
8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).					
9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)) (5 pgs.).					
10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).					
11. <input checked="" type="checkbox"/> Applicant claims small entity status under 37 CFR 1.27 .					
Items 12. to 17. below concern other document(s) or information included:					
12. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98 with Form PTO/SB/08 and 11 references.					
13. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.					
14. <input type="checkbox"/> A FIRST preliminary amendment. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.					
15. <input type="checkbox"/> A substitute specification.					
16. <input type="checkbox"/> A change of power of attorney and/or address letter.					
17. <input type="checkbox"/> Other items or information: Notice of Missing Requirements (2 pgs.).					



U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.53(d)) 10/009,567		INTERNATIONAL APPLICATION NO. PCT/GB00/03008		ATTORNEY'S DOCKET NUMBER 040283-0196	
18. <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS	
Basic National Fee (37 CFR 1.492(a)(1)-(5): Search Report has been prepared by the EPO or JPO.....\$890.00					
International preliminary examination fee paid to USPTO (37 CFR 1.482)\$710.00					
No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))\$740.00					
Neither international preliminary examination fee (37 CFR 1.482) nor International search fee (37 CFR 1.445(a)(2)) paid to USPTO \$1,040.00					
International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)\$100.00					
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$0.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than 20 Months from the earliest claimed priority date (37 CFR 1.492(e))				\$130.00	
Claims	Number Filed	Included in Basic Fee	Extra Claims	Rate	
Total Claims	-	20	= 0	× \$18.00	\$0.00
Independent Claims	-	3	= 0	× \$84.00	\$0.00
Multiple dependent claim(s) (if applicable)				\$280.00	
TOTAL OF ABOVE CALCULATIONS =				\$130.00	
Reduction by ½ for filing by small entity, if applicable.				\$65.00	
SUBTOTAL =				\$65.00	
Processing fee of \$130.00 for furnishing English translation later the 20 months from the earliest claimed priority date (37 CFR 1.492(f)).				+	
TOTAL NATIONAL FEE =				\$65.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				+	
TOTAL FEES ENCLOSED =				\$65.00	
				Amount to be:	
				refunded \$	
				charged \$	
a. <input checked="" type="checkbox"/> A check in the amount of \$65.00 to cover the above fees is enclosed.					
b. <input type="checkbox"/> Please charge my Deposit Account No. <u>06-1447</u> in the amount of \$0.00 to the above fees. A duplicate copy of this sheet is enclosed.					
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>06-1447</u> . A duplicate copy of this sheet is enclosed.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO:					
Foley & Lardner Washington Harbour 3000 K Street, N.W., Suite 500 Washington, D.C. 20007-5143			SIGNATURE <u>James M. Silberman</u> 40,413 NAME <u>TODD J. BURNS</u> REGISTRATION NUMBER 38,011		

Foley & Lardner
3000 K Street N.W., Suite 500
Washington, D.C. 20007
PH. (202) 672-5300



July 7, 2003

No. 29939

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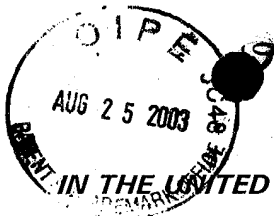
AMOUNT

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PAY TO THE **DIRECTOR OF U.S. PATENT & TRADEMARK OFFICE**
ORDER OF

040283-0196
10/009,567 ROFFEY et al.
MDKA MB
1 Addtl. claim

SUN TRUST BANK
ALEXANDRIA, VIRGINIA



Atty. Ext. No. 040283-0196

Applicant: Jonathan Richard Anthony ROFFEY et al.

Title: Condensed Indoline Derivatives and their use as 5HT, in particular 5HT2C, Receptor Ligands

Appl. No.: 10/009,567

Filing Date: 04/05/2002

Examiner: Rebecca L. Anderson

Art Unit: 1626

AMENDMENT TRANSMITTAL

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

☒ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.

☐ Small Entity statement is enclosed.

☒ The fee required for additional claims is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Additional Claims Fee
Total Claims:	25	24	1	x \$18.00	\$18.00
Independents:	1	3	0	x \$84.00	\$0.00
First presentation of any Multiple Dependent Claims:				+ \$280.00	\$0.00
CLAIMS FEE TOTAL:					\$18.00

☐ Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$410.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$930.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,450.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$1,970.00	\$0.00
	EXTENSION FEE TOTAL:		\$0.00
<input type="checkbox"/>	Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$55.00	\$0.00
	CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$18.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$9.00
	TOTAL FEE:		\$9.00

☐ Please charge Deposit Account No. 19-0741 in the amount of \$9.00. A duplicate copy of this transmittal is enclosed.

☒ A check in the amount of \$9.00 is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date July 7, 2003

By



FOLEY & LARDNER
Washington Harbour
3000 K Street, N.W., Suite 500
Washington, D.C. 20007-5143
Telephone: (202) 672-5300
Facsimile: (202) 672-5399

Matthew E. Mulkeen
Registration No. 44,250



Title: Condensed Indoline Derivatives and their use as 5HT_{2C},
Receptor Ligands

Inventor(s): Jonathan Richard Anthony ROFFEY et al. Dkt. No. 040283-0196

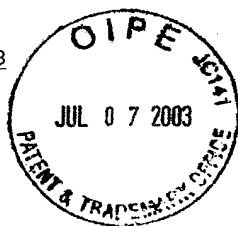
Appl. No.: 10/009,567 MDKA (7/7/03)

- Amendment Transmittal (2 pgs.);
- Amendment and Response to Restriction Requirement (5 pgs.);
- Appendix I (Copy of US 6,500,866);
- Appendix II (Copies of references mentioned in Table 1);
- Check Number 29939 for \$9.00.

Commissioner for Patents:

Please acknowledge receipt of the above-identified documents by
applying the U.S. Patent and Trademark Office receipt stamp hereto and mailing
this card.

Date Filed: July 7, 2003



Respectfully,
Foley & Lardner
MDKA/MEMU:mb
Inspected by: L Bell

(65)